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FILED

SEP 25 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN JOSE DIVISION

14 UNITED STATES OF AMERICA,)

No. CR 07-0722 HRL

15 Plaintiff,)

STIPULATION AND [PROPOSED]
ORDER TO EXCLUDE TIME UNDER
THE SPEEDY TRIAL ACT

16 v.)

17 WILLIAM LESTER JOHNSEN,)

18 Defendant.)

20
21 The undersigned parties hereby request that the Court continue the status hearing
22 scheduled for September 25, 2008 at 1:30 p.m. to October 9, 2008 at 9:30 a.m. The defendant
23 has been evaluated by Pretrial Services regarding his eligibility to participate in a diversion
24 program. Pretrial Services needs additional time to complete their investigation, and if the
25 defendant is accepted into a pretrial diversion program, the parties will notify the Court and
26 request that the October status appearance be vacated.

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STIPULATION AND [PROPOSED] ORDER TO EXCLUDE TIME
CR 07-00722 HRL

1 SO STIPULATED.
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JOSEPH P. RUSSONIELLO
United States Attorney

4 DATED: 9/25/08
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6

/s/
SUSAN KNIGHT
Assistant United States Attorney

7 DATED: 9/25/08
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9

/s/
MANUEL ARAUJO
Assistant Federal Public Defender

10 ORDER
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12 Based on the stipulation of the parties and for good cause shown, IT IS HEREBY
13 ORDERED that the status hearing in United States v. Johnsen is continued to October 9, 2008 at
14 9:30 a.m.

15 DATED: 9/25/08
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HOWARD R. LLOYD
United States Magistrate Judge